

ESTTA Tracking number: **ESTTA562096**

Filing date: **09/30/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91209822
Party	Defendant C.O.D. Creations of Denim Trust
Correspondence Address	OLIVIA HARRIS KILPATRICK TOWNSEND & STOCKTON LLP 1114 AVENUE OF THE AMERICAS, 21ST FLOOR NEW YORK, NY 10036 UNITED STATES nytrademarks@kilpatricktownsend.com, sfeingold@kilpatricktownsend.com,oharris@kilpatricktownsend.com, agarcia@kilpatricktownsend.com
Submission	Other Motions/Papers
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Signature	/Stephen W. Feingold/
Date	09/30/2013
Attachments	2013-9-30 Consented Notice of Express Abandonment.pdf(89992 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Trademark Serial No. 85/530,387

Mark: **ZGY DNM**

Filing Date: January 31, 2012

Publication Date: January 15, 2013

Zigi Enterprises, Inc.,

Opposer,

v.

C.O.D. Creations of Denim Trust,

Applicant.

Opposition No. 91209822

CONSENTED NOTICE OF EXPRESS ABANDONMENT

Pursuant to Trademark Rules 2.68 and 2.135, Applicant C.O.D. Creations of Denim Trust ("C.O.D."), by and through its undersigned counsel hereby notices its express abandonment of its application to register the mark shown above (Serial No. 85/530,387) with the consent of Opposer, Zigi Enterprises, Inc.'s ("Opposer") by its attorney Roberta Jacobs-Meadway

Upon entry of this abandonment, the parties stipulate that the opposition (Proceeding No. 91209822) and claims and defenses asserted therein shall be dismissed without prejudice.

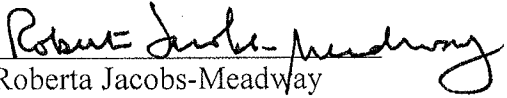
Applicant C.O.D. authorizes its counsel Kilpatrick Townsend & Stockton LLP, to electronically transmit this Consented Notice with the Trademark Trial and Appeal Board.

Dated: September 26, 2013

Respectfully submitted,

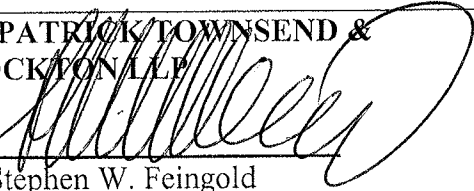
Agreed and Consented To:

**ECKERT SEAMANS CHERIN &
MELLOTT, LLC**

By: 
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Attorney for Opposer Zigi Enterprises, Inc.

**KILPATRICK TOWNSEND &
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*Attorneys for Applicant C.O.D. Creations of
Denim Trust*

CERTIFICATE OF TRANSMITTAL

I certify that a copy of the attached CONSENTED NOTICE OF EXPRESS
ABANDONMENT is being filed electronically with the TTAB via ESTTA on
September 30, 2013.

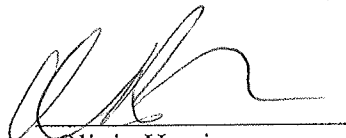
By: 
Olivia Harris

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing CONSENTED NOTICE OF EXPRESS ABANDONMENT has been served on counsel for Opposer Zigi Enterprises, Inc. via Electronic Mail and First Class Mail addressed as follows:

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Dated: September 30, 2013


Olivia Harris